

Message Text

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TO AMEMBASSY BONN

UNCLAS STATE 148734

E.O. 11652: N/A

TAGS: EIND, GW

SUBJECT: POLICY ON LICENSING GOVERNMENT-OWNED PATENTS

UNDER U.S. LAW THE GOVERNMENT IS AUTHORIZED TO TAKE TITLE TO CERTAIN PATENTS COVERING INVENTIONS DEVELOPED FROM U.S. GOVERNMENT SPONSORED R&D OR BY U.S. EMPLOYEES. FURTHER, THE U.S. GOVERNMENT IS AUTHORIZED TO GRANT LICENSES FOR THE USE OF SUCH INVENTIONS.

IN CONNECTION WITH A SURVEY OF SELECTED COUNTRIES TO OBTAIN INFORMATION PERTAINING TO THEIR LICENSING PRATICES OF PATENTS OWNED BY THOSE COUNTRIES, AN ANSWER TO THE FOLLOWING QUESTIONS IS REQUESTED:

1. DOES THE FEDERAL REPUBLIC OF GERMANY (FRG) OWN AND LICENSE PATENTS?

2. IF THE FRG DOES OWN AND LICENSE PATENTS, WHAT IS ITS POSITION AS TO GRANTING A LICENSE ON SUCH A PATENT WHICH WOULD PERMIT THE SALE OF A PRODUCT COVERED BY THE PATENT WITHIN THE FRG WHERE THE PRODUCT IS TO BE MANUFACTURED IN A COUNTRY (1) OUTSIDE OF FRG, OR (2) OUTSIDE OF THE COMMON MARKET (EEC)? KISSINGER

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